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Attorneys for United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROBERT GARY TOLTZIS,

Defendant.

No. CR 14 – 0567 RMW

STIPULATION AND [PROPOSED] ORDER  
CONTINUING DETENTION HEARING

SAN JOSE VENUE

WHEREAS, a detention hearing is currently scheduled on Tuesday, December 9, 2014, at  
1:30pm before the Honorable Howard R. Lloyd;

WHEREAS, the defense has been advised that the mental health evaluation previously requested  
by Pretrial Services, and ordered by the Court has yet to be completed;

WHEREAS, the defense further understands that the report as to that mental health evaluation is  
not expected to be available until, at the earliest, Friday, December 19, 2014;

WHEREAS, the defense is agreeable to a further waiver of time for the conduct of a detention  
hearing and in fact agrees to waive time for a such hearing, pursuant to 18 U.S.C. § 3142, and instead

STIPULATION AND [PROPOSED] ORDER

1 requests that the detention hearing be continued until the underlying, pending report is available, now  
2 expected on Friday, December 19, 2014, such the defense requests, and the Government does object to  
3 having the detention hearing continued from Tuesday, December 9, 2014, at 1:30 p.m.. until Friday,  
4 December 19, 2014, at 1:30 p.m., before the duty Magistrate Judge, a date which is available on the  
5 Court's calendar.

6 THEREFORE, the parties mutually agree, stipulate, and agree that the detention hearing in this  
7 matter be continued until Friday, December 19, 2014, at 1:30 p.m., before the duty Magistrate  
8 Judge.

9  
10 DATED: December 8, 2014

\_\_\_\_\_/s/\_\_\_\_\_  
ALBIE BENJAMIN JACHIMOWICZ  
Attorney for ROBERT GARY TOLTZIS

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13 DATED: December 8, 2014

MELINDA HAAG  
United States Attorney

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15 \_\_\_\_\_/s/\_\_\_\_\_  
TIMOTHY J. LUCEY  
Assistant United States Attorney

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18 IT IS SO ORDERED.

19  
20 DATED: 12/8/14

  
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HON. HOWARD R. LLOYD  
United States Magistrate Judge